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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

ALPHA ONE TRANSPORTER, INC., a California  
corporation, and AMERICAN HEAVY MOVING  
AND RIGGING, INC., a California corporation,

Plaintiffs,

v.

PERKINS MOTOR TRANSPORT, INC. d/b/a  
PERKINS SPECIALIZED TRANSPORTATION,  
a Minnesota corporation,

Defendant.

PERKINS MOTOR TRANSPORT, INC. d/b/a  
PERKINS SPECIALIZED TRANSPORTATION,  
a Minnesota corporation,

Counterclaimant,

v.

ALPHA ONE TRANSPORTER, INC., a California  
corporation, and AMERICAN HEAVY MOVING  
AND RIGGING, INC., a California corporation,

Counterdefendants.

Case No. 3:13-cv-02662-H-NLS

**ANSWER TO COUNTERCLAIM**

Hon. Marilyn L. Huff

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1 Plaintiffs and counterclaim defendants Alpha One Transporter, Inc. and American Heavy  
2 Moving and Rigging, Inc. (collectively, "Plaintiffs") answer the counterclaim of defendant Perkins  
3 Motor Transport, Inc. d/b/a Perkins Specialized Transportation ("Perkins") as follows:

4 1. As to the first sentence of paragraph 1, Plaintiffs admit that Perkins purports to bring  
5 its counterclaims pursuant to the referenced statutes. As to the second and third sentences of  
6 paragraph 1, the allegations made therein state legal conclusions that do not require admission or  
7 denial. Plaintiffs deny any remaining allegations contained in paragraph 1.

8 2. Admitted.

9 3. Admitted.

10 4. Admitted, with the clarification that the assignee of the '897 patent is Alpha One  
11 Transporter, Inc., not "Alpha One Transportator, Inc.".

12 5. Plaintiffs repeat and re-allege their answers to all previous paragraphs of the  
13 Counterclaim as if fully set forth herein.

14 6. Denied.

15 7. Plaintiffs repeat and re-allege their answers to all previous paragraphs of the  
16 Counterclaim as if fully set forth herein.

17 8. Denied.

18 9. Denied.

19 DATED this 13<sup>th</sup> day of January, 2014.

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21 /s/ Brett D. Ekins  
22 Brett D. Ekins (SBN194736)  
23 *Attorneys for Plaintiffs*  
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